

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

EMORY STEVE BROWN,)	
)	
Plaintiffs,)	
)	
v.)	CIVIL ACTION NO. 3:05cv681-MHT-CSC
)	
CLAIMS MANAGEMENT, INC.,)	
)	
Defendant.)	

ORDER

Upon consideration of the defendant's motion to compel (doc. # 17), it is
ORDERED that the motion be and is hereby DENIED pursuant to FED.R.CIV.P. 26(c)
and 37(a)(2)(B). These rules, as amended on December 1, 1993, require litigants to resolve
discovery disputes by a good faith **conference** before seeking court intervention. Although
counsel certified that he had attempted to confer with opposing counsel by sending letters,
written communications between counsel do not constitute a conference. Discovery motions
filed pursuant to these Rules **must be accompanied by a certification** that the movant has in
good faith conferred or attempted to confer with other affected parties in an effort to resolve the
dispute without court action. Counsel for the parties are DIRECTED to hold not later than 20
days from the date of this order, the required good faith conference. The parties are encouraged
to review this district's Guidelines to Civil Discovery which may be found at
<http://www.almd.uscourts.gov>.

Done this 25th day of January, 2006.

/s/Charles S. Coody
CHARLES S. COODY
CHIEF UNITED STATES MAGISTRATE JUDGE